

¹ Amended items will appear in **bold** text.

I. CONTESTED MATTER GOING FORWARD:

1. ***Motion for Attorneys' Fees and Costs.*** Motion for Attorneys' Fees and Costs Pursuant to 11 U.S.C. §303(i) [Docket No. 54].

Objection Deadline: April 15, 2021, at 4:00 p.m. (prevailing Eastern Time).

Objections and Responses Received:

- A. Appellants' Notice of Motion Under FRBP 8007 for the Following Relief: (A) A Stay of Enforcement of the Bankruptcy Court's Dismissal Orders to the Extent That Such Dismissal Orders Adjudicate Merits Issues - - Pending the District Court's Appellate Determination of A Threshold Subject Matter Jurisdiction Issue as to Whether the Bankruptcy Court, Once it Declined to Exercise Jurisdiction over the Involuntary Bankruptcy Case Under 11 U.S.C. 305 and Dismissed it Thereunder, Was Constitutionally Prohibited, Under Article Iii of the United States Constitution, from Adjudicating Any Merits Issues in A Jurisdictionally-Rejected, Involuntary Bankruptcy Case; and (B) an Immediate Interim Stay - - Pending A Ruling on the Motion for A Stay Pending Appeal [Docket No. 57].
- i. Order Denying Applications for Stay Pending Appeal [Docket No. 59].
- A. Alleged Debtor's Post-Dismissal Legal Fee Application under 11 U.S.C. 303(i)(1) against nonparty and its nonparty counsel (Dkt 54--56) - - pending a Bankruptcy Court ruling on a stay pending appeal motion filed by Petitioning Creditors and their counsel (Dkt 57) [Docket No. 58].
- i. Order Denying Applications for Stay Pending Appeal [Docket No. 59].
- B. Objection by Petitioning Creditors to Motion for Attorneys' Fees and Costs Pursuant to 11 U.S.C. §303(i) [Docket No. 60].
- C. First Motion for Adjournment for Two Business Days to April 19, 2021 for response to post-dismissal proceeding filed by alleged debtor against Public Interest Capital, LLC, Michael B. Wolk and Law Offices of Michael B. Wolk, P.C. [Docket No. 61].
- D. Memorandum of Law for Nonparty Public Interest Capital LLC, and Nonparty Counsel for Nonparty Public Interest Capital LLC, in Opposition to the Alleged Debtor's Post-Dismissal Legal Fee Shifting Liability Motion Against Those Nonparties [Docket No. 63].
- E. Application by PICAP NonParties (A) to Strike New Arguments in Navient Reply Brief Filed Late Yesterday [Dkt 64] Or, Alternatively, to Grant Leave to the PICAP NonParties to File a Sur-Reply, in Response to Navient New

Arguments, by a Date to be Designated by the Court and, in Addition, (B) for Court Consideration of the Legal Reasons Herein from the PICAP Nonparties as an Authorized Sur-Reply to Navient New Arguments and (C) Related Relief [Docket No. 66].

- F. **In re Navient Solutions, LLC (“Navient”), Case No. 21-10249 (MG) PICAP Reply in Response to Navient Opposition to Application [Dkt 66] [Docket No. 69].**

Putative Debtors’ Pleadings and Related Documents:

- A. Declaration of Stephen E. Hessler in Support of Navient's Motion for Attorneys' Fees and Costs Pursuant to 11 U.S.C. Section 303(i) [Docket No. 55].
- B. Certificate of Service (Re Docket Nos. 54, 55) [Docket No. 56].
- C. Letter from Chad. J. Husnick to Judge Martin Glenn [Docket No. 62].
- D. Reply in Support of Navient’s Motion for Attorneys’ Fees and Costs Pursuant to 11 U.S.C. §303(i) [Docket No. 64].
- E. Certificate of Service (Re Docket Nos. 62, 64) [Docket No. 65].
- F. **Objection to Application by PICAP NonParties (A) to Strike New Arguments in Navient Reply Brief Filed Late Yesterday [Dkt 64] Or, Alternatively, to Grant Leave to the PICAP NonParties to File a Sur-Reply, in Response to Navient New Arguments, by a Date to be Designated by the Court and, in Addition, (B) for Court Consideration of the Legal Reasons Herein from the PICAP Nonparties as an Authorized Sur-Reply to Navient New Arguments and (C) Related Relief [Docket No. 68].**

Status: This matter is going forward.

Dated: April 21, 2021

/s/ Stephen E. Hessler

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Exhibit A

Redline to Agenda Filed on April 20, 2021 [Docket No. 67]

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| Dated: April ~~20~~21, 2021

/s/ Stephen E. Hessler

Stephen E. Hessler, as President of Stephen E.
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